

ESTTA Tracking number: **ESTTA578462**

Filing date: **12/23/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91213487
Party	Defendant Allen-Vanguard Corporation
Correspondence Address	JESS M. COLLEN COLLEN IP, INTELLECTUAL PROPERTY LAW, P. 80 S HIGHLAND AVE OSSINING, NY 10562-5615 UNITED STATES docket@collenip.com
Submission	Motion to Extend
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Date	12/23/2013
Attachments	P1344_Applicant's Motion to Extend Time to Answer_131223.pdf(91275 bytes)

IN THE UNITED STATES TRADEMARK TRIAL AND APPEAL BOARD

Blackbird Technologies, Inc.
Opposer

v.

Allen-Vanguard Corporation
Applicant

Opp. No.: 91213487
Serial No.: 85/358,651
Trademark: BLACKBIRD

**MOTION FOR 30 DAY EXTENSION OF TIME TO ANSWER AND ALL
SUBSEQUENT DATES**

Applicant respectfully moves the Trademark Trial and Appeal Board for a 30 day extension of time in which to file its Answer to Opposer's Notice of Opposition and all subsequent deadlines pursuant to TMBP 509, Fed. R. Civ. P. 6(b)

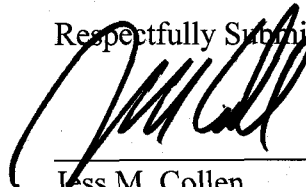
Applicant submits that it has good cause for this request. Applicant's counsel has been in touch with Applicant for the purpose of preparing answers and has initiated the process. However, the resources and personnel required by Applicant in order to comply with the December 24, 2013 deadline to file an Answer to Opposer's Notice of Opposition are presently unavailable and will only be available after the upcoming Christmas and New Year's holidays. Accordingly, Applicant requests an extension in order to allow Applicant access to all the resources necessary to respond to the Notice of Opposition. Applicant requests that the trial calendar be extended 30 days as follows:

Time to Answer:	1/23/2014
Deadline for Discovery Conference:	2/22/2014
Discovery Opens:	2/22/2014
Initial Disclosures Due:	3/24/2014
Expert Disclosures Due:	7/22/2014
Discovery Closes:	8/21/2014
Plaintiff's Pretrial Disclosures:	10/5/2014
Plaintiff's 30-day Trial Period Ends:	11/19/2014
Defendant's Pretrial Disclosures:	12/4/2014
Defendant's 30-day Trial Period Ends:	1/18/2015
Plaintiff's Rebuttal Disclosures:	2/2/2015
Plaintiff's 15-day Rebuttal Period Ends:	3/4/2015

This is the first extension of time sought by Applicant. Applicant has sought the consent of Opposer's Counsel but such consent was declined on December 20, 2013. Applicant is submitting this request for extension in good faith and without any intention to unnecessarily delay these proceedings.

Accordingly, Applicant respectfully requests that its Motion for Extension of time be granted and that all relevant deadlines be extended 30 days.

Respectfully Submitted:



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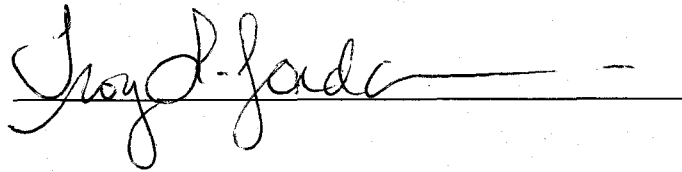
I HEREBY CERTIFY THAT THIS DOCUMENT WAS FILED ELECTRONICALLY WITH THE TRADEMARK TRIAL AND APPEAL BOARD THROUGH THE ELECTRONIC SYSTEM FOR TRIAL AND APPEALS (ESTTA).

Oren Gelber

Certificate of Service

I, Troy L. Jordan hereby certify that a true and complete copy of the foregoing Motion for 30 Day Extension of Time to Answer and All Subsequent Dates has been served on Opposer, Blackbird Technologies, Inc., by mailing said copy on December 23, 2013, via First Class Mail, postage prepaid to Opposer's address of record:

Blackbird Technologies, Inc.
13900 Lincoln Park Drive
Suite 400
Herndon VA 20171
Attn: Taylor Johnson

A handwritten signature in cursive script, reading "Troy L. Jordan", is written over a horizontal line.